

HOUSE GOVERNMENT, ELECTIONS AND INDIAN AFFAIRS COMMITTEE  
SUBSTITUTE FOR  
HOUSE BILL 219

**55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2022**

AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE;  
INCREASING THE SALARY CAPS APPLICABLE TO ELECTED COUNTY  
OFFICIALS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 4-44-4 NMSA 1978 (being Laws 1957,  
Chapter 196, Section 2, as amended) is amended to read:

"4-44-4. CLASS A COUNTIES--SALARIES.--The annual salaries  
of elected officers of a class A county shall not exceed, for:

A. county commissioners, [~~thirty-nine thousand one  
hundred six dollars (\$39,106)~~] forty-four thousand nine hundred  
seventy-two dollars (\$44,972) each;

B. treasurer, [~~eighty-six thousand six hundred  
twenty-six dollars (\$86,626)~~] ninety-nine thousand six hundred

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1 twenty dollars (\$99,620);

2 C. assessor, [~~eighty-six thousand six hundred~~  
3 ~~twenty-six dollars (\$86,626)~~] ninety-nine thousand six hundred  
4 twenty dollars (\$99,620);

5 D. sheriff, [~~ninety thousand three hundred thirty-~~  
6 ~~eight dollars (\$90,338)~~] one hundred three thousand eight  
7 hundred eighty-nine dollars (\$103,889);

8 E. county clerk, [~~eighty-six thousand six hundred~~  
9 ~~twenty-six dollars (\$86,626)~~] ninety-nine thousand six hundred  
10 twenty dollars (\$99,620); and

11 F. probate judge, [~~thirty-eight thousand one~~  
12 ~~hundred fourteen dollars (\$38,114)~~] forty-three thousand eight  
13 hundred thirty-one dollars (\$43,831)."

14 SECTION 2. Section 4-44-4.1 NMSA 1978 (being Laws 1986,  
15 Chapter 67, Section 2, as amended) is amended to read:

16 "4-44-4.1. CLASS B COUNTIES--HIGH VALUATION--SALARIES.--

17 The annual salaries of elected officers of a class B county  
18 with an assessed valuation of over three hundred million  
19 dollars (\$300,000,000) shall not exceed, for:

20 A. county commissioners, [~~thirty thousand one~~  
21 ~~hundred ninety-six dollars (\$30,196)~~] thirty-four thousand  
22 seven hundred twenty-five dollars (\$34,725) each;

23 B. treasurer, [~~seventy-five thousand seven hundred~~  
24 ~~thirty-three dollars (\$75,733)~~] eighty-seven thousand ninety-  
25 three dollars (\$87,093);

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1 C. assessor, [~~seventy-five thousand seven hundred~~  
2 ~~thirty-three dollars (\$75,733)~~] eighty-seven thousand ninety-  
3 three dollars (\$87,093);

4 D. sheriff, [~~seventy-eight thousand nine hundred~~  
5 ~~fifty-two dollars (\$78,952)~~] ninety thousand seven hundred  
6 ninety-five dollars (\$90,795);

7 E. county clerk, [~~seventy-five thousand seven~~  
8 ~~hundred thirty-three dollars (\$75,733)~~] eighty-seven thousand  
9 ninety-three dollars (\$87,093); and

10 F. probate judge, [~~twenty-six thousand four hundred~~  
11 ~~eighty-two dollars (\$26,482)~~] thirty thousand four hundred  
12 fifty-four dollars (\$30,454)."

13 SECTION 3. Section 4-44-5 NMSA 1978 (being Laws 1957,  
14 Chapter 196, Section 3, as amended) is amended to read:

15 "4-44-5. CLASS B COUNTIES--INTERMEDIATE VALUATION--  
16 SALARIES.--The annual salaries of elected officers of a class B  
17 county with an assessed valuation of over seventy-five million  
18 dollars (\$75,000,000) but under three hundred million dollars  
19 (\$300,000,000) shall not exceed, for:

20 A. county commissioners, [~~twenty-one thousand five~~  
21 ~~hundred thirty-four dollars (\$21,534)~~] twenty-four thousand  
22 seven hundred sixty-four dollars (\$24,764) each;

23 B. treasurer, [~~sixty-four thousand eight hundred~~  
24 ~~forty-four dollars (\$64,844)~~] seventy-four thousand five  
25 hundred seventy-one dollars (\$74,571);

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1 C. assessor, [~~sixty-four thousand eight hundred~~  
2 ~~forty-four dollars (\$64,844)~~] seventy-four thousand five  
3 hundred seventy-one dollars (\$74,571);

4 D. sheriff, [~~sixty-seven thousand eight hundred~~  
5 ~~fourteen dollars (\$67,814)~~] seventy-seven thousand nine hundred  
6 eighty-six dollars (\$77,986);

7 E. county clerk, [~~sixty-four thousand eight hundred~~  
8 ~~forty-four dollars (\$64,844)~~] seventy-four thousand five  
9 hundred seventy-one dollars (\$74,571); and

10 F. probate judge, [~~fifteen thousand ninety-eight~~  
11 ~~dollars (\$15,098)~~] seventeen thousand three hundred sixty-three  
12 dollars (\$17,363)."

13 SECTION 4. Section 4-44-14 NMSA 1978 (being Laws 1955,  
14 Chapter 4, Section 2, as amended) is amended to read:

15 "4-44-14. H CLASS COUNTIES--SALARIES.--

16 A. The annual salaries of elected or appointed  
17 part-time officers of an H class county shall not exceed, for:

18 (1) county commissioners, [~~fifteen thousand~~  
19 ~~eight hundred forty-four dollars (\$15,844)~~] eighteen thousand  
20 two hundred twenty-one dollars (\$18,221) each;

21 (2) treasurer, [~~seven thousand nine hundred~~  
22 ~~twenty-two dollars (\$7,922)~~] nine thousand one hundred ten  
23 dollars (\$9,110);

24 (3) assessor, [~~seven thousand nine hundred~~  
25 ~~twenty-two dollars (\$7,922)~~] nine thousand one hundred ten

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1 dollars (\$9,110);

2 (4) sheriff, [~~seven thousand nine hundred~~  
3 ~~twenty-two dollars (\$7,922)] nine thousand one hundred ten  
4 dollars (\$9,110);~~

5 (5) county clerk, [~~seven thousand nine hundred~~  
6 ~~twenty-two dollars (\$7,922)] nine thousand one hundred ten  
7 dollars (\$9,110); and~~

8 (6) probate judge, [~~four thousand six hundred~~  
9 ~~thirty-six dollars (\$4,636)] five thousand three hundred  
10 thirty-one dollars (\$5,331).~~

11 B. The annual salaries of elected or appointed  
12 full-time officers of an H class county shall not exceed, for:

13 (1) treasurer, [~~seventy-five thousand seven~~  
14 ~~hundred thirty-three dollars (\$75,733)] eighty-seven thousand  
15 ninety-three dollars (\$87,093);~~

16 (2) assessor, [~~seventy-five thousand seven~~  
17 ~~hundred thirty-three dollars (\$75,733)] eighty-seven thousand  
18 ninety-three dollars (\$87,093);~~

19 (3) sheriff, [~~seventy-eight thousand nine~~  
20 ~~hundred fifty-two dollars (\$78,952)] ninety thousand seven  
21 hundred ninety-five dollars (\$90,795); and~~

22 (4) county clerk, [~~seventy-five thousand seven~~  
23 ~~hundred thirty-three dollars (\$75,733)] eighty-seven thousand  
24 ninety-three dollars (\$87,093).~~

25 C. The governing body of an H class county shall

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1 designate whether each of the offices of treasurer, assessor,  
2 sheriff and county clerk is part time or full time; however, a  
3 change in that designation shall not take effect until the  
4 first day of the term of an elected county official who takes  
5 office after the change in designation is approved."

6 SECTION 5. APPLICABILITY.--An increase in a permitted  
7 maximum salary provided by the provisions of this 2022 act  
8 shall not take effect until the first day of the term of an  
9 elected or appointed county official who takes office after the  
10 effective date of this act.